

Civil Action No. 07-CV-3893 (LBS)

Judge Leonard B. Sand

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

-----X
STRUCTURE PROBE INC.,

Plaintiff,

-against-

EMS ACQUISITION CORP.
(d/b/a, ELECTRON MICROSCOPY SCIENCES).

Defendant.
-----X

**MOTION TO ADMIT
COUNSEL
PRO HAC VICE**

PURSUANT TO RULE 1.3(c) of the Local Rules of the United States District Courts for the Southern and Eastern Districts of New York, I, Raymond J. Dowd, a member in good standing of the bar of this Court, hereby move for an Order allowing the admission pro hac vice of:

Applicant's Name: David J. Wolfsohn
Firm Name: Woodcock Washburn
Address: Cira Centre, 12th Floor
2929 Arch Street
City/State/Zip: Philadelphia, PA 19104-2891
Telephone/Fax: (T): 215-568-3100
(F): 215-568-3439
Email Address: Wolfsohn@woodcock.com

David J. Wolfsohn is a member in good standing of the Bar of the Commonwealth of Pennsylvania.

FILED
U.S. DISTRICT COURT
2007 OCT 17 AM 11:18
S.D. OF N.Y.

629794 \$25 10-17-07 mg

Civil Action No. 07-CV-3893 (LBS)

Judge Leonard B. Sand

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

-----X	
STRUCTURE PROBE INC.,	:
	:
Plaintiff,	:
	:
-against-	:
	:
EMS ACQUISITION CORP.	:
(d/b/a, ELECTRON MICROSCOPY SCIENCES).	:
	:
Defendant.	:
	:
-----X	
State of New York)
) ss:
County of New York)

**AFFIDAVIT OF
RAYMOND J. DOWD IN
SUPPORT OF MOTION
TO ADMIT COUNSEL
PRO HAC VICE**

Raymond J. Dowd, being duly sworn, hereby deposes and says as follows:

1. I am a Partner at Dunnington, Bartholow & Miller LLP, Counsel for Defendant in the above captioned action. I am familiar with the proceedings in this case. I make this statement based on my personal knowledge of the facts set forth herein and in support of Defendant's motion to admit David J. Wolfsohn as counsel pro hac vice to represent Defendant in this matter.
2. I am a member in good standing of the bar of the State of New York, and was admitted to practice law on March 29, 1994. I am also admitted to the bar of the United States District Court for the Southern District of New York, and am in good standing with this Court.
3. I have known David J. Wolfsohn since 2006.
4. Mr. Wolfsohn is a Partner at Woodcock Washburn in Philadelphia, Pennsylvania.
5. I have found Mr. Wolfsohn to be a skilled attorney and a person of integrity. He is experienced in Federal practice and is familiar with the Federal Rules of Procedure.

6. Accordingly, I am pleased to move the admission of David J. Wolfsohn, pro hac vice.
7. I respectfully submit a proposed order granting the admission of David J. Wolfsohn, pro hac vice, which is attached hereto as Exhibit A.

WHEREFORE it is respectfully requested that the motion to admit David J. Wolfsohn, pro hac vice, to represent Defendant in the above captioned matter, be granted.

Dated: October 16, 2007
New York, New York.

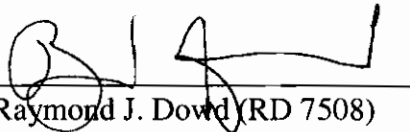
Notarized:

*Sworn to before me
this 16th day of October 2007*



MARISOL VENDRELL
Notary Public, State of New York
No. 01VE6129563
Qualified in Bronx County
Commission Expires June 27, 2009

Respectfully submitted,



Raymond J. Dowd (RD 7508)
DUNNINGTON, BARTHOLOW & MILLER, LLP
Counsel to Defendant
477 Madison Avenue, 12th Floor
New York, NY 10022
Tel: (212) 682-8811
Fax: (212) 661-7769

To: **VIA US MAIL**
Joseph F. Nicholson (7307)
Michael J. Freno (6969)
Kenyon & Kenyon LLP
One Broadway
New York, New York 10004
212-425-7200
Counsel for Plaintiff Structure Probe, Inc.



Supreme Court of Pennsylvania

CERTIFICATE OF GOOD STANDING

David Jon Wolfsohn, Esq.

DATE OF ADMISSION

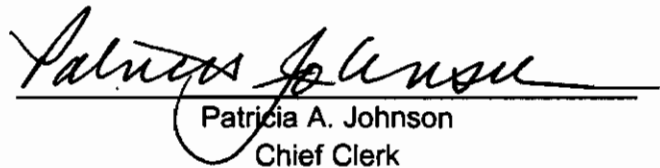
May 23, 1990

The above named attorney was duly admitted to the bar of the Commonwealth of Pennsylvania, and is now a qualified member in good standing.



Witness my hand and official seal

Dated: October 5, 2007


Patricia A. Johnson
Chief Clerk

Civil Action No. 07-CV-3893 (LBS) Judge Leonard B. Sand

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

STRUCTURE PROBE INC.,
Plaintiff,

-against-

AFFIDAVIT OF SERVICE

EMS ACQUISITION CORP.
(d/b/a, ELECTRON MICROSCOPY SCIENCES).
Defendant.

STATE OF NEW YORK)
) SS.:
COUNTY OF NEW YORK)

Claire L. Arthurs, being duly sworn, deposes and says:

I. I am over the age of eighteen years, reside in Kings County, State
of New York and I am not a party to this action.

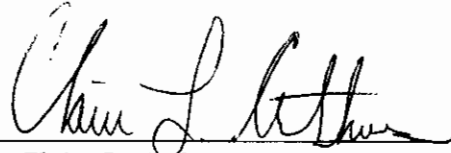
2. On the 16th of October, 2007, I served a courtesy copy of the
below documents:

- a. Defendants Motion to Admit Counsel Pro Hac Vice, dated October
16th 2007 and;
- b. Defendants Proposed Order for Admission Pro Hac Vice on
Written Motion, dated October 16th, 2007.

ON:

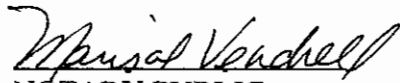
1. Joseph F. Nicholson
 Michael J. Freno
 Kenyon & Kenyon LLP
 One Broadway
 New York, New York 10004
 Counsel for Plaintiff Structure Probe, Inc.

by depositing a true copy of the same enclosed in a properly addressed wrapper, in an official depository under the execution, custody and care of the United States Postal Service within the County of New York, State of New York.



Claire L. Arthurs

Sworn to before me this
16th day of October 2007


NOTARY PUBLIC

MARISOL VENDRELL
Notary Public, State of New York
No. 01VE6129563
Qualified in Bronx County
Commission Expires June 27, 2009